

APPENDIX A

Declaration of Stuart Singer

In Support of Motion of Defendants
Kanas and Bohlsen for Summary Judgment

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

Capital One Financial Corporation,)	
)	
Plaintiff,)	
)	
v.)	Civil No. 1:11-CV-750 (LO/TRJ)
)	
John A. Kanas and John Bohlsen,)	
)	
Defendants.)	
_____)	

DECLARATION OF STUART H. SINGER

I, Stuart H. Singer, under penalty of perjury, hereby declare:

1. I am a Partner at Boies, Schiller & Flexner LLP and Counsel for the Defendants, John A. Kanas and John Bohlsen, in the above captioned action. I submit this Declaration in support of Defendants' Motion for Summary Judgment.

2. Attached hereto as Exhibit 1 is a true and correct copy of transcript excerpts from the deposition of John Finneran dated February 8, 2012 (filed under seal).

3. Attached hereto as Exhibit 2 is a true and correct copy of Capital One's Second Amended Responses to Defendants' First Requests for Admission (filed under seal).

4. Attached hereto as Exhibit 3 is a true and correct copy of transcript excerpts from the deposition of Matthew Galligan dated April 3, 2012 (filed under seal).

5. Attached hereto as Exhibit 4 is a true and correct copy of transcript excerpts from the deposition of Lynn Carter dated January 26, 2012 (filed under seal).

6. Attached hereto as Exhibit 5 is a true and correct copy of transcript

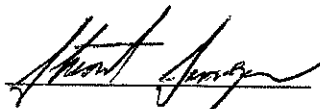
excerpts from the deposition of James Covington dated February 22, 2012 (filed under seal).

7. Attached hereto as Exhibit 6 is a true and correct copy of transcript excerpts from the deposition of Konrad Schwarz dated February 17, 2012 (filed under seal).

8. Attached hereto as Exhibit 7 is a true and correct copy of transcript excerpts from the deposition of Michael Slocum dated February 14, 2012 (filed under seal).

I declare under penalty of perjury under the laws of the United States of America,
that the foregoing is true and correct.

Executed on April 6, 2012



Stuart H. Singer

EXHIBIT #1

(Filed Under Seal)

Singer Declaration

EXHIBIT #2

(Filed Under Seal)

Singer Declaration

EXHIBIT #3

(Filed Under Seal)

Singer Declaration

EXHIBIT #4

(Filed Under Seal)

Singer Declaration

EXHIBIT #5

(Filed Under Seal)

Singer Declaration

EXHIBIT #6

(Filed Under Seal)

Singer Declaration

EXHIBIT #7

(Filed Under Seal)

Singer Declaration